

**BEFORE THE HUMAN RIGHTS COMMISSION
OF THE STATE OF MONTANA**

LINDA CILIENTO,

Charging Party,

-v-

PIZZA HUT,

Respondent

Case No.: 0051011526

ORDER

On May 16, 2005, the Human Rights Bureau issued a Notice of Dismissal and Notice of Right to Sue in the above-captioned matter. Charging Party, Linda Ciliento (Ciliento), filed an objection with the Montana Human Rights Commission (Commission). The Commission considered the matter on July 19, 2005.

Linda Ciliento's charge of discrimination against the Respondent, Pizza Hut, was filed on or about May 5, 2005. In this complaint, Ciliento alleged the date of last adverse action to be September 22, 2004. The Department of Labor and Industry's Human Rights Bureau dismissed Ciliento's complaint because it was filed more than 180 days after the date of last adverse action. *Mont. Code Ann. § 49-2-501(4)(b)*

After careful and due consideration, the Commission concludes the determination of the Human Rights Bureau is sufficiently supported by the record and there was no abuse of discretion in the issuance of a Notice of Dismissal. *Admin. R. Mont. 24.9.1714(3)*.

Charging Party will have 90 days after the receipt of this order to petition a district court in the district where the alleged violation occurred for the appropriate relief. *Mont.*

Code Ann. § 49-2-509(5); Admin. R. Mont. 24.9.1714(5). If Charging Party fails to commence a civil action within 90 days, the claim is time barred. *Id.*

IT IS HEREBY ORDERED, that Charging Party's objection is **overruled**. The Commission adopts the determination of the Human Rights Bureau and the Notice of Dismissal is affirmed.

DATED this ____ day of July 2005.

Chair Franke Wilmer
Human Rights Commission

CERTIFICATE OF SERVICE

The undersigned secretary for the Human Rights Commission certifies that a true and correct copy of the foregoing ORDER was mailed to the following by U.S. Mail, postage prepaid, on this ____ day of July, 2005.

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Montana Human Rights Bureau